

In Re Clark
Del. Supr., 464 A.2d 879 (1983)

Disciplinary Rules/Issues: Reinstatement to practice

Nature of Case:

Petition for Reinstatement as a member of the Bar of Delaware.

The Supreme Court ordered the Petitioner disbarred in February of 1969 due to the Petitioner's commingling and diversion to his personal use of client funds in the approximate amount of \$100,000.00. In Re Clark, Del. Supr., 250 A.2d 505 (1969).

In 1978 the Petitioner filed with the Supreme Court a Petition for Conditional Reinstatement to the Bar of Delaware which was denied on July 6, 1979. Matter of Clark, Del. Supr., 406 A.2d 28 (1979).

On September 14, 1982, the Petitioner filed the instant Petition for Reinstatement.

Action Taken by the Court:

The Court found that the Petitioner had made no attempt to make restitution to his former clients or to the Trustees of the Client's Security Trust Fund in connection with the appropriation of monies that resulted in his disbarment and that, in this regard, Petitioner had failed to comply with the factors outlined by the Court in its 1979 decision concerning Petitioner's Petition for Conditional Reinstatement.

The Court found that there was inadequate justification for granting readmission and the Petition was denied.